



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10 HANFORD/INL PROJECT OFFICE
309 Bradley Boulevard, Suite 115
Richland, Washington 99352

May 17, 2010

Matthew S. McCormick
Assistant Manager for the
Central Plateau
U.S. Department of Energy
P.O. Box 550, A5-11
Richland, Washington 99352

Re: EPA Comments on "Remedial Investigation/Feasibility Study for the 200-MW-1
Miscellaneous Waste Sites Operable Unit," DOE/RL-2008-38, Draft A

Dear Mr. McCormick:

The subject document was received by the U.S. Environmental Protection Agency (EPA) for review on February 25, 2010. EPA took an extension of an additional 30 days beyond the 45-day review period to complete the review and comment on the document. We expect the U.S. Department of Energy (DOE) to respond to comments within the timeframe required by the Tri-Party Agreement primary document review cycle. Since comments will likely be addressed in a new remedial investigation/feasibility study (RI/FS) report for the planned 200-EA-1 (200 East Area) operable unit rather than a revised version of this document, EPA has decided to focus comments on policy and big picture issues and skip minor issue or typographical error reporting.

Since no proposal (proposed plan) was provided with the RI/FS report, formal supporting comments from the Washington State Department of Ecology (Ecology) are not called for under our Memorandum of Understanding with the state. Under the proposed realignment in the current Tri-party Agreement change package, Ecology will take over as the lead regulatory agency for the sites currently in 200-MW-1 after creation of the 200-EA-1 operable unit. EPA comments on the report are included as an enclosure.

We are putting DOE on notice that we expect from here on out that all 200 Area inner zone FSs and work plans will utilize the MTCA industrial scenario as the reasonable maximally exposed (RME) individual for the development of cleanup levels (PRGs and Remedial Action Goals) and this industrial scenario be evaluated in the alternatives analysis. We are willing to entertain a different RME as allowed for under MTCA if it can be shown that costs are disproportionate for meeting cleanup requirements based on a standard RME. We have also not agreed to an alternative point of compliance for ecological risk and such alternative points of compliance should not be applied until agreement is reached between the Tri-Party agencies.

If you have any questions, please contact me at (509) 376-8665.

Sincerely,

A handwritten signature in black ink that reads "Craig Cameron". The signature is fluid and cursive, with the first name "Craig" and last name "Cameron" clearly distinguishable.

Craig Cameron
Project Manager

Enclosure: Comments

cc: Briant Charboneau, DOE
Frank Roddy, DOE
Mike Hickey, DOE
Nina Menard, Ecology
Ken Niles, ODOE
Stuart Harris, CTUIR
Gabriel Bohnee, Nez Perce Tribe
Russell Jim, Yakama Nation
Susan Leckband, HAB
Admin. Record: 200-MW-1